



STATE OF WASHINGTON
DEPARTMENT OF COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT
ENERGY POLICY DIVISION

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August 29, 2005

Commissioner Jackalyne Pfannenstiel
Presiding Committee Member
California Energy Commission
1516 Ninth Street, MS-29
Sacramento, CA 95814-5512

Commissioner Art Rosenfeld
Associate Committee Member
California Energy Commission
1516 Ninth Street, MS-29
Sacramento, CA 95814-5512

RE: Preserving Consistent Minimum Energy Efficiency Standards in Western States

Dear Commissioners:

I am writing to convey two key messages to you. First, we, in Washington, appreciate your leadership in establishing meaningful state energy efficiency product standards. Second, we request that you preserve the product efficiency standards and timelines that the California Energy Commission (CEC) either adopted or proposed for adoption as of December 31, 2004 since the states of Washington and Oregon have each adopted a dozen of those standards legislatively with the intent of establishing consistent minimum efficiency standards in the Western States.

The CEC successfully conducted the technical, cost and market analyses necessary for establishing minimum energy efficiency standards in California and for implementing the rulemakings effectively to capture the significant energy and financial savings offered by state efficiency standards. Your leadership enabled the State of Washington to successfully enact legislation this past spring that established – legislatively - state minimum energy efficiency standards for twelve products estimated to have a net present value of \$465 million in 2020 to residents and businesses in Washington. (For more information on Washington's analysis of its proposed standards see Section 2 in the linked report, http://www.cted.wa.gov/CTED/documents/ID_1872_Publications.pdf.)

Our local businesses were assured that Washington's proposed standards were intentionally designed to be consistent with California's and that together the states were encouraging a west coast market for these higher efficiency products. Washington state analysts used all of the data that CEC staff generously made available to them at the end of December to write legislation to be consistent with California's. We did everything we could not to deviate from the standards adopted by or proposed by the California Energy Commission. Because we needed to adopt our standards legislatively, and no state agency has the authority to amend the standards, we are concerned that the California Energy Commission may revise some of its standards. At this

time, we are concerned about modifications indicated in a draft CEC staff report dated July 2005, "Potential Appliance Efficiency Regulations for General Service and Reflector Incandescent Lamps and for Metal Halide Luminaires" <http://www.energy.ca.gov/2005publications/CEC-400-2005-041/CEC-400-2005-041-SD.PDF>.

The draft report contains two amendments that would result in our legislative standards being inconsistent with California's. The first amendment is in Table K-4; it alters the range of reflector lamps regulated by the efficacy standard from the original 40-50 watt range to a new proposed range of 41-50 watt lamps. Washington's standard includes the 40-50 watt range with an efficacy of 10.5. The second amendment postpones the effective date of implementation of the CEC's standard for metal halide lamps from January 2008 to January 2009. Washington's metal halide standard is effective January 2008. Our goal is to preserve consistency on these *minimum* energy efficiency standards and timelines among the Western States that adopt them. That said, we support the CEC's efforts to continue with its role of establishing additional or higher energy efficiency standards.

Again, we applaud you for your continued leadership in reducing consumer energy bills and reducing demand on energy supplies through the adoption of meaningful, cost effective energy efficient standards. It is always a pleasure to work with the CEC staff on these issues and we appreciate the assistance they lent to our staff during the development of our product standards legislation. We urge you to preserve the CEC standards and timelines as originally proposed.

Thank you for considering our concerns.

Sincerely,

A handwritten signature in black ink that reads "Tony Usibelli". The script is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Tony Usibelli
Director, Energy Policy
Washington Department of Community, Trade and Economic Development

cc: Michael Martin, California Energy Commission